MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON MARCH 23, 2004

The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:30 o'clock a.m. with Chairman Mark Sybesma presiding. Members present were Loren Bouma, Vernon Beernink, Mark Sybesma, Bernard L. Smith and Stanley L. De Haan.

Minutes of March 9, 2004 were submitted and on motion and vote stand approved as submitted.

Randy Waterman, County Deputy Sheriff, met with the Board this date to request approval and a Chairman's signature on an Edward Byrne Memorial State and Local Law Enforcement Assistance Formula Grant Program application in a total amount of \$63,004.00.

He also reported on drug arrest and drug confiscation statistics from the Northwest Iowa Drug Task Force for years 1987 and 2004.

Motion by Bouma and supported by De Haan to approve and authorize the Chairman to sign an Edward Byrne Memorial State and Local Law Enforcement Assistance Formula Grant Program application in a total amount of \$63,004.00. Carried, unanimous in favor.

Melissa O'Rourke, County Attorney, met with the Board this date to report on three Sioux County District Court cases in which two persons were sentenced for drugs and one person for domestic abuse and child endangerment. She also updated the Board on water right concerns pertaining to the matter of allowing Lyon-Sioux Rural Water System to take over the city of Boyden water wells located at the existing Boyden Pit area owned by Sioux County. The City of Boyden would like to transfer an easement that was acquired from Sioux County to Lyon-Sioux Rural Water System because of what it would cost to update their current water treatment facility. The consensus of the Board was to see what type of water right assurances Lyon-Sioux Rural Water System would be willing to offer to protect the water table at the Boyden Pit area.

Shane Walter, County Community Services Director, reported that Sioux County was not eligible to receive risk pool monies from the Iowa Department of Human Services because the MH/DD fund balance was too high. He also reported that he is working on an Iowa Lawyers Trust Account grant application with Melissa O'Rourke, County Attorney, in order to receive an approximate amount of \$3,000.00 to assist indigent persons with attorney fees.

Shane Walter, County Community Services Director, met with the Board this date to report on a proposed lease agreement with Dr. Jeffrey Joiner to occupy space in the Orange City Professional Office Plaza located south of Iowa State Bank for the Sioux County Community Services and Veteran Affairs Departments. He stated that Dr. Jeffrey Joiner would agree to a two year lease agreement with a sixty day termination clause.

Motion by Beernink and supported by Bouma to approve and authorize the Chairman to sign a negotiated two year lease agreement containing a sixty day termination clause with Dr. Jeffrey Joiner for space in the Orange City Professional Office Plaza to accommodate office space for the County Community Services and Veteran Affairs Departments effective May 1, 2004. Carried, unanimous in favor.

As this was the date and 10:00 o'clock a.m. the time set for consideration and review of an Iowa Department of Natural Resources swine confinement feeding operation construction permit application submitted by Jim Koopmans of Ireton and located in the NW1/4 of Section 17 in Reading Township, said consideration and review was held according to law.

Mark Dunlop, County Zoning Administrator and Emergency Management Services Director, met with the Board this date to review the contents of the aforementioned Iowa Department of Natural Resources swine confinement feeding operation construction permit application submitted by Jim Koopmans of Ireton. He reported that this application does not require a matrix.

Jim Koopmans of Ireton requested that the County Board of Supervisors approve a Waiver of Separation Distance from 100 feet to 70 feet to line up new confinement buildings with other existing confinement buildings.

No written comments were received by the County Auditor's office or County Zoning Office.

The Chairman closed the consideration and comment period.

Motion by Smith and supported by Beernink to approve an Iowa Department of Natural Resources swine confinement feeding operation construction permit application submitted by Jim Koopmans of Ireton. The application would also include a Waiver of Separation Distance from 100 feet to 70 feet to line up with other existing confinement buildings. Carried, unanimous in favor.

Motion by Smith and supported by De Haan to also forward a favorable recommendation and letter of support the Iowa Department of Natural Resources on a swine confinement feeding operation construction permit application submitted by Jim Koopmans of Ireton. Carried, unanimous in favor.

As this was the date and 10:15 o'clock a.m. the time set for consideration and comments on the future of the old Sioux County Jail Building, said consideration and review was held according to law with the following persons present:

Name

Russ Vande Steeg, Orange City Elinor Noteboom, Orange City Tom Noteboom, Orange City Leona Noteboom, Orange City Anna Beth Vermeer, Orange City Ethan Vermeer, Orange City Harley Kleinwolterink, Orange City Robert Huibregtse, Orange City Steve Ekdom, Orange City Mary Lou Vander Wel, Orange City Dave Horstman, Sioux City Duane Feekes, Orange City Daryl Beltman, Orange City John Lambert, Orange City Robert Hagey, Orange City Mark Dunlop, Orange City Gary Blythe, Orange City

Some comments that were expressed are as follows:

Leona Noteboom – Should remodel and keep building for historical value and use.

Ethan Vermeer – In favor of remodeling the building.

Duane Feekes, Orange City Administrator – If building is torn down, the City of Orange City is interested in working with the County in either acquiring the site; development; or utilization of part of it for extra parking with the County retaining the remainder portion.

Russ Vande Steeg – Should obtain an engineer's estimate as to how much it would cost to remodel the county jail building.

Steve Ekdom – Should obtain an estimate as to demolition cost.

Leona Noteboom – Should buy dilapidated property located east of alley in block located directly east of Court House block.

Mary Lou Vander Wel – Should remodel jail for a retail mall.

Tom Noteboom – Keep building for historic value and potentially other useful purposes.

Elinor Noteboom – Keep building for historic value and potentially other useful purposes.

The consensus of the Board pertaining to the aforementioned jail matter was to allow the group in attendance to come up with a feasible proposal if they are really interested in saving the old county jail building. Otherwise, the consensus of the Board was to demolish the old jail building unless a feasible proposal is presented to them for consideration.

Motion by Bouma and supported by Beernink to approve and authorize the Chairman to sign a beer renewal application for the Rolling Hills Country Club of Hull to become effective on April 1, 2004. Carried, unanimous in favor.

The following persons were in attendance to discuss a Sioux County Airport Committee proposal to build and fund a regional airport near the City of Maurice:

Duane Feekes, Orange City Administrator
Daryl Beltman, Orange City Mayor
Harold Schiebout, Sioux Center Administrator
Dennis Walstra, Sioux Center Mayor
Larry Den Herder, Representative for Interstates Electric
Mark Vogel, Representative for Vogel Paint and Wax

All persons present were in favor of building a Sioux County Regional Airport.

Mark Dunlop, County Zoning Administrator and Emergency Management Services Director, expressed a concern about costs associated with possibly relocating the county communications radio tower to accommodate a proposed Sioux County Regional Airport.

Duane Feekes, Orange City Administrator, updated the Board on the history and activities of the Sioux County Regional Airport Committee since the inception of said committee in 2001. The goal of the Sioux County Airport Committee is pursuing a regional airport to establish a greater level of safety and service that is currently available. He stated that with the recent federal approval of funding at up to 95% of the cost for land acquisition and construction for rural regional airports, the time is right to pursue this important long range economic development project. He reported that the cities of Orange City and Sioux Center have approved resolutions to continue efforts toward the funding and construction of a joint airport between the communities of Orange City, Sioux Center and the County of Sioux.

The Sioux County Airport Committee is requesting Sioux County to approve a resolution supporting the continuation of efforts to fund and construct a joint airport between the communities of Orange City, Sioux Center and the County of Sioux. The Sioux County Airport Committee is requesting from Sioux County an amount of ten cents per one thousand dollars on taxable rural valuation in an approximate amount of \$55,000.00 per year.

The Sioux County Board of Supervisors felt that the amount of \$55,000.00 should be levied on all urban and rural taxable valuation in Sioux County and not just against the rural valuation.

Motion by Beernink and supported by Smith to approve and authorize the Chairman to sign the following Sioux County Airport Support Resolution:

RESOLUTION NO. 2004-05

A RESOLUTION TO CONTINUE EFFORTS TOWARDS THE FUNDING AND CONSTRUCTION OF A JOINT AIRPORT BETWEEN THE COMMUNITIES OF ORANGE CITY, SIOUX CENTER AND THE COUNTY OF SIOUX, IOWA

WHEREAS, the cities of Orange City and Sioux Center have been studying the feasibility of a joint airport project between the two communities since 2001; and

WHEREAS, the feasibility study has identified primary locations near Maurice for a potential airport facility; and

WHEREAS, funding for the project as identified by the feasibility study will come primarily from federal and state funds and the rest will come from local match; and

WHEREAS, the city councils of Orange City and Sioux Center have now decided to reengage in the study; and

WHEREAS, the city councils of Orange City and Sioux Center both request participation by the Sioux County Board of Supervisors in a joint airport to serve Sioux County and surrounding area.

NOW THEREFORE BE IT RESOLVED by the Sioux County Board of Supervisors, that the Board agrees to participate in the shared local funding for the development and continuing operations of a Sioux County airport in an amount not to exceed \$55,000.00 and in accordance with a 28E Agreement to be negotiated and agreed upon at a future date; and

BE IT FURTHER RESOLVED that the Sioux County Board of Supervisors urges the joint airport study committee to pursue the development of a Sioux County airport.

PASSED AND APPROVED this 23rd day of March, 2004.

/s/ Mark Sybesma, Chairman Sioux County Board of Supervisors

ATTEST: /s/ Dennis Lange

Sioux County Auditor

Roll Call on Vote: Bouma, Yes; Beernink, Yes; Sybesma, Yes; Smith, Yes; and De Haan, No.

Carried.

Doug Julius, County Engineer, met with the Board this date to request approval and a

Chairman's signature on various documents.

Motion by Bouma and supported by Beernink to approve and authorize the Chairman to sign the following documents:

Permit Agreement with MidAmerican Energy for road right-of-way crossings located in Sections 4 and 9 of Welcome Township.

Permit Agreement with City of Orange City for road right-of-way crossings located in Sections 29, 30 and 31 of Holland Township.

Permit Agreement with City of Orange City for a road right-of-way crossing located in Section 29 of Holland Township.

Permit Agreement with Southern Sioux County Rural Water for a road right-of-way crossing located in Section 31 of Holland Township.

Carried, unanimous in favor.

Motion by De Haan and supported by Smith to approve and authorize the Chairman to sign the following bridge project document with the Iowa Department of Transportation:

An Iowa Department of Transportation Agreement for Federal-aid Highway Bridge Replacement and Rehabilitation Program for Project No. BROS-CO84(112)--8J-84.

Carried, unanimous in favor.

Doug Julius, County Engineer, reported on the following bids received for one gravel pup trailer:

Company	<u>Amount</u>
Tri-State Truck and Trailer Co.,	\$28,086
Tea, South Dakota	
Drake Equipment, Inc.	34,130
Sioux Falls South Dakota	

The consensus of the Board was to instruct Doug Julius, County Engineer, to accept the low bid from Tri-State Truck and Trailer Company of Tea, South Dakota for the purchase of one gravel pup trailer in an amount of \$28,086.

Doug Julius, County Engineer, also opened the following bids for the purchase of one or two tandem trucks:

	<u>Amounts</u>	
<u>Company</u>	One Unit	Second Unit
Mouw Motor Company,	\$70,775	\$70,775
Sioux Center		
Northwest Implement,	70,430	70,430
Orange City		

Doug Julius, County Engineer, will review the bids from Mouw Motor Company and Northwest Implement and make a recommendation to the Board at the next meeting to be held on March 30, 2004.

Doug Julius, County Engineer, also reviewed a proposed five year secondary road construction program including grading and widening, resurfacing and paving, bridges, culverts and extensions, PCC rehabilitation, railroad improvement and bridge overlay projects.

The consensus of the Board was to approve the five year secondary road construction program

as submitted by Doug Julius, County Engineer.

Motion by De Haan and supported by Smith to approve the appointment of Wynand Hegeman

of Orange City as a Sioux County reserve peace officer according to Chapter 724 and Section 80.D(7),

Code of Iowa. Carried, unanimous in favor.

The Board approved payment of claims as presented by the County Auditor from all

departments this date.

The Chairman adjourned the meeting until Tuesday, March 30, 2004.

Mark Sybesma, Chairman Sioux County Board of Supervisors

ATTEST: Dennis Lange

Sioux County Auditor